

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301  
Indianapolis, IN 46204  
(317) 233-0696  
<http://www.in.gov/legislative>

**FISCAL IMPACT STATEMENT**

**LS 6902**

**BILL NUMBER:** SB 263

**NOTE PREPARED:** Dec 19, 2006

**BILL AMENDED:**

**SUBJECT:** Aggravated Battery of a Child.

**FIRST AUTHOR:** Sen. Walker

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** ☒ GENERAL  
☒ DEDICATED  
FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** The bill provides that aggravated battery is a Class A felony (instead of a Class B felony) if the victim is less than 14 years of age.

**Effective Date:** July 1, 2007.

**Explanation of State Expenditures:** State expenditures would increase if an offender is incarcerated in a state prison for a longer period of time. A Class B felony is punishable by a prison term ranging from 6 to 20 years, depending upon mitigating and aggravating circumstances. A Class A felony is punishable by a prison term ranging from 20 to 50 years. More offenders could mean increased costs to the Department of Correction (DOC). The average expenditure to house an adult offender was \$22,734 in FY 2006. (This does not include the cost of new construction.) If offenders can be housed in existing facilities with no additional staff, the average cost for medical care, food, and clothing is approximately \$1,825 annually, or \$5 daily, per prisoner. The estimated average cost of housing a juvenile in a state juvenile facility was \$63,139. The average length of stay in DOC facilities for all Class B felony offenders is approximately 3.7 years and approximately 9.1 years for all Class A felony offenders.

*Background on Aggravated Battery:* On average between 2001 and 2005, there were 58 offenders a year committed to a DOC facility for aggravated battery. There are no data available to indicate the age of the victim(s) of these offenders.

**Explanation of State Revenues:** No change would likely occur in state revenue as a result of this bill since criminal fines and court fees are the same for either Class B or A felonies.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:** No additional revenues would be expected since the court fees for Class B and Class A felonies are both \$120.

**State Agencies Affected:** Department of Correction.

**Local Agencies Affected:** Trial courts, local law enforcement agencies.

**Information Sources:** Indiana Sheriffs' Association, Department of Correction.

**Fiscal Analyst:** Karen Firestone, 317-234-2106.